

Message

From: Eisenberg, Mindy [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=CFB4C26BB6F44C7DB69F9884628B3EF9-EISENBERG, MINDY]
Sent: 2/21/2018 1:28:55 PM
To: McDavit, Michael W. [Mcdavit.Michael@epa.gov]
Subject: RE: update on actions associated with 404g

I think we need to push back.

Mindy Eisenberg
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From: McDavit, Michael W.
Sent: Wednesday, February 21, 2018 8:25 AM
To: Eisenberg, Mindy <Eisenberg.Mindy@epa.gov>
Subject: FW: update on actions associated with 404g

Check out the comment from Tomeka . . . that is not true.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Hurld, Kathy
Sent: Tuesday, February 20, 2018 4:07 PM
To: McDavit, Michael W. <Mcdavit.Michael@epa.gov>; Libertz, Catherine <Libertz.Catherine@epa.gov>
Cc: Chemerys, Ruth <Chemerys.Ruth@epa.gov>
Subject: update on actions associated with 404g

Mike per our discussion this morning, and Cathy in prep for our discussion tomorrow, this is the status of items I am currently working on, often with others, associated with 404(g) efforts:

ESA –

- Report out from Matt Leopold briefing on ESA-FL issue;

Ex. 5 AC/DP

- John Goodin update scheduled for Thursday noon – to cover MI and NJ approaches to ESA and potential options for FL

Ex. 5 Deliberative Process (DP)

Rulemaking effort

- Tomeka is speaking with Sandy E. regarding getting this tiered. This will not make it into the reg agenda this year. FYI -

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

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Ex. 5 Deliberative Process (DP)

- Working on modifying the Task Order to get facilitation help on the rulemaking effort and hopefully to craft the analytical blueprint. Maybe even do the economic analysis. Working with Ruth to refine current version. Will work with Jake and Mike Long to get it uploaded and processed.
- Need to figure out:

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Ex. 5 Deliberative Process (DP)

FL assumption

- Kathy traveling next week

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Ex. 5 Deliberative Process (DP)

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Ex. 5 AC/DP

- Earth Justice filed requesting all records regarding FL's assumption effort under Florida's Sunshine Act (December 2017). They are representing a number of groups, we are not sure who, but may include NWF.

Andy Baldwin –

- He is here, I've been bringing him up to speed
- He is willing to work on web as is Ruth
 - This is good as we may be able to deliver on one action item this calendar year (assuming we can get all the approvals)
 - We will need to figure out timing and path for review to get this up and running, hopefully before Andy's IPA expires

Michigan

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Ex. 5 Deliberative Process (DP)

• **Ex. 5 Deliberative Process (DP)**

AZ – still working on reviewing authorizing legislation.

Other issues:

Jake Strickler is trying to move forward with closing out the FACA.

- Trying to track down communication, post recommendations sent to EPA, with subcommittee members. I don't believe there are any.
- Jake will put package together for AX signature to formally close the FACA.

Okay until tomorrow. - Kathy

Kathy Hurlb

Clean Water Act 404(g) – U.S. EPA Lead

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